IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA ASHEVILLE DIVISION

Civil No. 1:18-CV-00007-MR-DLH

TERI LYNN HINKLE,	
Plaintiff,)
v. EXPERIAN INFORMATION SOLUTIONS, INC., TRANS UNION LLC, and EQUIFAX, INC.,)) DEFENDANT TRANS UNION LLC'S) RULE 12(b)(6) MOTION TO DISMISS) PLAINTIFF'S COMPLAINT))
Defendants.))

COMES NOW, Trans Union LLC ("Trans Union"), and files its 12(b)(6) Motion to Dismiss Plaintiff's Complaint. Plaintiff fails to allege facts sufficient to support a claim for relief. Plaintiff alleges she twice requested full consumer file disclosure under § 1681g from Trans Union and twice received correspondence asking her for identification to verify her current mailing address in order to process the request and protect confidentiality. Plaintiff's conclusory allegations of an FCRA claim fail to articulate how Trans Union's correspondence which conformed with the condition precedent of § 1681h(a)(1) can be the basis of a FCRA claim. Trans Union's arguments are more fully set forth in its Memorandum in Support, filed contemporaneously with this Motion.

WHEREFORE, PREMISES CONSIDERED, Defendant Trans Union respectfully requests that this Honorable Court dismiss Plaintiff's Complaint pursuant to Rule 12(b)(6), or in the alternative, direct Plaintiff to provide a more definitive statement, and for such other relief as the Court deems necessary.

Respectfully submitted,

This 19th day of February, 2018.

YOUNG MOORE AND HENDERSON, P.A.

BY: /s/ Kelly S. Brown

Kelly S. Brown

N.C. State Bar No. 37829

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CERTIFICATE OF SERVICE

I hereby certify that on February 19, 2018, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following CM-ECF participants:

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I also certify that on February 19, 2018, I served the foregoing document via Certified Mail with the United States Postal Service on the following:

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